

Appl. No. 09/489,310
Docket No. 7922
Customer No. 27752

REMARKS

Claim Status

Claims 23-31 remain under consideration.

Claim 23 has been amended to recite that the physician or dental professional directs the use of the beverage composition for the purpose of treating dental erosion. Basis is found at page 5, lines 10-26 and entry of the amendments to Claim 23 is requested.

Formal Matters

For the record, there are no objections or rejections under 35 USC 112 outstanding.

Rejections Under 35 USC 103

The claims stand rejected under §103 over US 3,681,091, for reasons given in the Examiner's Response at pages 3-5 of the Office Action.

Applicants respectfully traverse the rejections and contend that they no longer apply to the claims as now amended.

For the record, all previous arguments in support of patentability continue to apply, but will not be repeated herein for the sake of brevity.

Per the Examiner's comments at page 4 of the Office Action, Claim 23 has now been amended to recite the "purpose of treating dental erosion" language. Accordingly, it is submitted that the claims now meet all the requirements of §103 and withdrawal of the rejections is requested.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

By: 

Jerry J. Yetter
Registration No. 26,598
(513) 983-6470

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Customer No. 27752